GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Commercial Taxes Dept. – O/o. CTO, Adoni – Allegation of missing of NSC Bonds – Initiation of departmental action against Sri E.Thimmanna, Jr.Asst., O/o Assistant commissioner (ST), Adoni-II (Retired) – Charges framed – Written Statement of defense submitted by A.O. – E.O. appointed – now case disposed by the Jucial authorities in favour of Sri E. Thimmanna – Report of Joint Commissioner (ST), Kurnool Received - Charged Officer Expired- Further action abated - Orders - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.1483 **Dated :31.12.2019**

Read the following:-

1. From the Commissioner of Commercial Taxes, Ref.No. V4/V(3) /781/ 2005, dated: 12.11.2015.
2. Govt.Memo No. 21797/Vig.II(3)/2015-1, dated: 18.01.2016.
3. From the Chief Commissioner of State Taxe, Ref.No.V3/V(4)/781/2005, dated: 26.11.2016.

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O R D E R:

Whereas in the reference 1st read above, the Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada has brought to the notice of Government that the Joint Commissioner (State Tax), Kurnool submitted that, the Assistant Commissioner (State Tax) Adoni-II has submitted report as detailed below:

- That Department action was initiated against Sri E.Thimmanna, the then Junior Assistant, O/o Commercial Tax Officer-II Adoni as he was the concerned clerk of Sri B.N.Savaranna, Assistant Commercial Tax Officer and as his name was included in the FIR filed by the Police Authorities.

- That the Enquiry Officer in his report vide Rc.No.A1/407/2008, dt.06.06.2011 held that the charges leveled against Sri E.Thimmanna are baseless and not proved as Sri E.Thimmanna, Junior Assistant cannot be found guilty in discharging his duties entrusted by the Assistant Commercial Tax Officer-II, Adoni as the Assistant Commercial Tax Officer-II Adoni is solely responsible for keeping all Registration files as well as NSC Bonds obtained from the dealer towards Security Deposit under his safe custody.

- That the Judicial Magistrate of 1st Class, Adoni has discharged Sri E.Thimmanna, Junior Assistant from the criminal case by holding that it is a fit case to discharge Sri E.Thimmanna, Junior Assistant (A2) from the case as the complainant Sri P.Venkata Subbaiah the then Commercial Tax Officer-II Adoni who gave report to the Police died and A1 Sri B.N.Savaranna was also died which shows that material witness is dead who gave report to the Police.

2. Further, Joint Commissioner (State Tax), Kurnool stated that the Assistant Commissioner (State Tax) Adoni-II has submitted that Sri E.Thimmanna, Junior Assistant (Retired) expired on 19.10.2019 and Smt. E.Parvathi W/o Late Sri E.Thimmanna has requested to issue full pension and pensionary benefits of her husband in her letter dt.29.10.2019.

Contd.,2

3. The Chief Commissioner (State Tax) while stating the above and while sending the copies of report of Joint Commissioner (State Tax), Kurnool along with the representation of Smt. E.Parvathi, w/o Late Sri E.Thimmanna, Junior Assistant, O/o Assistant commissioner (State Tax), Adoni-II , has requested the Government to take necessary action and issue appropriate orders in the matter.

4. Whereas, Government, after examining the matter in detail, have decided and hereby order to abate all further proceedings against Sri E.Thimmanna, Junior Assistant, O/o Assistant commissioner (State Tax), Adoni-II, in terms of Rule 9 (8) of Andhra Pradesh Revised Pension Rules, 1980 as he expired on 19.10.2019 before conclusion of disciplinary proceedings.

5. The Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To
The legal representatives of late Sri E.Thimmanna, Junior Assistant, O/o Assistant commissioner (State Tax), Adoni-II (**through** Chief Commissioner (State Tax), Andhra Pradesh, Eedupugallu, Vijayawada)
The Chief Commissioner (State Tax), Andhra Pradesh, Eedupugallu, Vijayawada.

Copy to:
The Joint Commissioner (State Tax), Kurnool.
Sf/Sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER